



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

JAN 29 1990

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CC B.C.,
Superfund S.C.
Pam Hill
Bill Wirth Regular
Mary Anderson

MEMORANDUM

OFFICE OF
SOLID WASTE AND EMERGENCY RESPONSE

SUBJECT: Twenty First Remedy Delegation Report

FROM: Don R. Clay *DRC*
Assistant Administrator



SDMS DocID 000218357

TO: Regional Administrators
Regions I-X

06 FEB 90

PURPOSE:

To delegate selection of remedy authority for all Superfund Records of Decision (RODs) scheduled for signature during FY 90.

BACKGROUND:

EPA Delegation of Authority 14-5 authorizes delegation of remedy selection decisions to the Regional Administrators. These procedures are outlined in OSWER Directive 9260.1-9, dated March 24, 1986. To further streamline this process and facilitate planning, I am delegating all RODs scheduled for signature during FY 90 which are listed in CERCLIS and targeted for completion. Some RODs may require consultation as described below. Our objective is to provide Regional management greater control for meeting project commitments by providing broad delegation of RODs, and by reducing incoming submittals and the number of Headquarters' formal consultations.

At your discretion, this authority may be redelegated to the Deputy Regional Administrator.

IMPLEMENTATION:

The remedial actions delegated in this report are those current SPMS FY 90 ROD targets (including alternates) listed in CERCLIS as of January 9, 1990 (see attached). If your Region has revisions to this list during the year, a memorandum to Headquarters requesting delegation of additional RODs will be required. Formal Regional consultation with Headquarters Division Director in OERR (Fund-lead) or OWPE (Enforcement-lead), or respective Office Director or AA as appropriate, is required only for the following limited situations where the proposed remedy:

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- . exceeds \$30 million
- . utilizes a fund balancing waiver [SARA 121(d)(4)]
- . involves real property acquisition for a fund-financed response
- . involves a ROD amendment resulting from PRP settlement/negotiations
- . involves nationally precedent-setting issues, e.g. remediation of dioxin wastes, complex area-wide contamination, etc.

This consultation should occur prior to issuance of the Proposed Plan or amended Proposed Plan.

In addition to on-going coordination between Remedial Project Managers and Headquarters' Regional Coordinators (OERR/OWPE), Regions must consult with the appropriate Headquarters Branch Chief for those sites where there is an Explanation of Significant Differences (ESD) planned, and should consult on an unresolved issue relating to State concurrence, ARAR compliance or use of waivers, PRP settlement/negotiations, multi-source groundwater contamination, risk assessment, permanent relocation, or other significant issues. Regional Coordinators can assist your staff in identifying these sites.

OSWER Directive 9355.3-08, dated November 30, 1989, discusses the role of the Regional Coordinators and identifies key quality themes for the selection of remedy process. I strongly recommend that your staff work with the Regional Coordinators on implementing these themes in all Proposed Plans and RODs in order to continually improve program quality and consistency.

Delegation briefing sheets formerly requested for both Fund-lead and Enforcement-lead sites will not be required this year due to this delegation. However, briefing materials on major site issues may be necessary for those RODs which require Headquarters consultation.

Delegation questions should be addressed to Carol Jacobson (FTS 475-9834) in the Hazardous Site Control Division or Joe Tieger (FTS 475-8372) in the CERCLA Enforcement Division.

Attachment

cc: Director, Waste Management Division, Regions I, IV, V, and
VII
Director, Emergency and Remedial Response Division, Region
II
Director, Hazardous Waste Management Division, Regions III,
VI and VIII
Director, Toxics and Waste Management Division, Region IX
Director, Hazardous Waste Division, Region X
Regional Counsels, Regions I - X
Superfund Branch Chiefs, Regions I - X

RUN DATE: 01/09/90 02:03:10
CERCLIS DATA BASE DATE: 01/08/90
CERCLIS DATA BASE TIME: 20:30:04

U.S. EPA SUPERFUND PROGRAM
** C E R C L I S **

SCAP-148: FY90 TARGETS AND ACCOMPLISHMENTS SITE SUMMARY REPORT
REGION 01

PAGE
CERHELP DATA BASE DATE: 01/08/90
CERHELP DATA BASE TIME: 21:12:30
ENFORCEMENT SENSITIVE
INTERNAL USE ONLY

ACTIVITY TARGET

<u>EPA ID</u>	<u>SITE NAME</u>	<u>SI</u>	<u>QU</u>	<u>EVT</u>	<u>TYPE</u>	<u>LD</u>	<u>SCAP</u>	<u>PLAN</u>	<u>ACTUAL</u>	<u>SCAP</u>	<u>PLAN</u>	<u>ACTUAL</u>
							<u>TARG</u>	<u>START</u>	<u>START</u>	<u>TARG</u>	<u>COMP</u>	<u>COMPLETE</u>
RI/FS CMP-FRST ROD												
MAD980731335	NEW BEDFORD SITE	MA	02	ROI	F					90/1	90/2	
NHD064424153	COAKLEY LANDFILL	NH	01	ROI	F					90/3	90/3	
MAD980525240	SALEM ACRES	MA	01	ROI	FE					90/3	90/4	
RID980731442	STAMINA MILLS, INC.	RI	01	ROI	F					90/3	90/4	
MED042143883	UNION CHEMICAL CO., INC.	ME	01	ROI	FE					90/3	90/4	
NHD062002001	KEARSARGE METALLURGICAL CORP.	NH	01	ROI	F					90/4	90/4	
TOTALS	-----									6	6	0

RI/FS CMP - SUBS ROD												
CTD072122062	BEACON HEIGHTS LANDFILL	CT	02	ROI	FE					90/1	90/2	
MAD001041987	BAIRD & MCGUIRE	MA	04	ROI	F					90/2	90/3	
MAD051787323	IRON HORSE PARK	MA	02	ROI	F					90/2	90/4	
RID009764929	WESTERN SAND & GRAVEL	RI	03	ROI	FE					90/2	90/4	
MAD980731335	NEW BEDFORD SITE	MA	01	ROI	F					90/3	90/4	
VTD000860239	OLD SPRINGFIELD LANDFILL	VT	02	ROI	FE					90/4	90/4	
TOTALS	-----									6	6	0